IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.1276 OF 2003

Mr.Tejpal Ingale for the Petitioner.

Mr.A.J. Chougule for Respondent No.4.

Mr.S.S. Patwardhan for Respondents Nos. 1 to 3.

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions	Court's or Judge's orders
	CORAM: D.K.DESHMUKH, J.
	DATED: 27TH APRIL,2005

P.C.:

By this petition the Petitioner challenges the order passed by the executing court rejecting his application for being joined as a party in execution. The learned Counsel appearing for the Petitioner is not in a position to point out to me any provision in the Civil Procedure Code under which an application can be made in execution by a person who is not a party to the decree to be joined as a party.

In short, this is a frivolous petition filed by the Petitioner. Petition is rejected. Petitioner is directed to pay costs of this petition to the Respondent, as incurred by the Respondent.